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HOUSE BILL NO. 2163

Offered January 12, 2011

Prefiled January 12, 2011

A BILL to amend and reenact § 46.2-1200 of the Code of Virginia, relating to abandoned motor vehicle definition.

Patron—Abbitt

Referred to Committee on Transportation

Be it enacted by the General Assembly of Virginia:

1. That § 46.2-1200 of the Code of Virginia is amended and reenacted as follows:

§ 46.2-1200. Definitions.

As used in this article:

"Abandoned motor vehicle" means a motor vehicle, trailer, or semitrailer that:

1. Is left unattended on public property for more than ~~forty-eight~~ 48 hours in violation of a state law or local ordinance, or

2. Has remained for more than ~~forty-eight~~ 48 hours on private property without the consent of the property's owner, regardless of whether it was brought onto the private property with the consent of the owner or person in control of the private property, or

3. Is left unattended on the shoulder of a primary highway; or

4. ~~Has remained unclaimed in a garage for more than 10 days or for more than 10 days beyond the period the motor vehicle was to remain on the premises pursuant to a contract; or~~

5. ~~Has remained unclaimed in a self-service storage unit under the provisions of Chapter 23 (§ 55-416 et seq.) of Title 55.~~

"Garage" means any commercial parking place, motor vehicle storage facility, or establishment for the servicing, repair, maintenance, or sale of motor vehicles whether or not the vehicle had been brought to that location with the consent of the owner or person in control of the premises.

"Garage keeper" means the operator of a garage.

"Major component" shall have the meaning ascribed by ~~§ 46.2-1600.~~

"Scrap metal processor" means any person who is engaged in the business of processing motor vehicles into scrap for remelting purposes who, from a fixed location, utilizes machinery and equipment for processing and manufacturing ferrous and nonferrous metallic scrap into prepared grades, and whose principal product is metallic scrap.

"Vehicle removal certificate" means a transferable document issued by the Department for any abandoned motor vehicle that authorizes the removal and destruction of the vehicle.

2. That an emergency exists and this act is in force from its passage.

INTRODUCED

HB2163